IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.729 OF 2005
IN
CRIMINAL APPEAL NO. 547 OF 2003

Parshuram Kashinath Chauhan — Applicant
vs.
The State of Maharashtra — Respondent

Mr.K.S.Patil i/b. Mr.P.G.Badole for the applicant.

Ms.U.V.Kejriwal, Addl. Public Prosecutor for the State.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 3rd March 2005

P.C.

Heard.

2. At the outset the learned counsel for the applicant submitted that he would not press this application for regular bail since twice the applicant's bail application has been rejected by the Court. He, however, submitted that his bail application may be confined to the prayer for temporary bail on the ground of applicant's mother's serious illness. The applicant's mother is reported to be suffering from Ischemic Heart Disease (IHD). She has been advised coronary angiography and coronary angio by-pass grafting (CABG). The tentative date of operation is 27.03.2005.

3. The learned Additional Public Prosecutor does not dispute the factum of illness of the applicant's mother and that she has been advised to undergo by-pass surgery. She left the matter to the Court.

4. Taking overall facts and circumstances of the case, we are satisfied that the following order shall meet the ends of justice:

. The applicant is granted temporary bail of six weeks effective from the date of release subject to the following conditions:

(i) The applicant shall furnish personal bond in the sum of Rs.20,000/- and two sureties of Rs.10,000/- each for his surrender to Prison Authorities, Kolhapur Central Jail, Kolhapur on or before expiry of six weeks from the date of his release.

(ii) The applicant shall report to Rajampuri Police Station,

Kolhapur once in two weeks during the period of his release.

5. We clarify that all steps for the treatment of his mother should be taken by the applicant during the period of release of six weeks and that period of temporary release shall not be extended.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)